

MORRIS POLICH & PURDY LLP  
David J. Vendler, Esq. (SBN 146528)  
Email: [dvendler@mpplaw.com](mailto:dvendler@mpplaw.com)  
1055 West Seventh Street, Suite 2400  
Los Angeles, California 90017  
Tel.: (213) 417-5100  
Fax: (213) 488-1178

MICHAEL R. BROWN, APC  
Michael R. Brown, Esq. (SBN 65324)  
Email: [mbrown@mrhapclaw.com](mailto:mbrown@mrhapclaw.com)  
18101 Von Karman Avenue, Suite 1900  
Irvine, California 92612  
Tel.: (949) 435-3888  
Fax: (949) 435 3801

Attorneys for Plaintiffs, GEORGE and CLAUDIA  
CAMBERIS, and all others similarly situated

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

GEORGE CAMBERIS and  
CLAUDIA CAMBERIS, individually,  
and on behalf of the class of all others  
similarly situated,

Plaintiffs,

vs.

OCWEN LOAN SERVICING, LLC,

Defendant.

Case No.: CV14-2970 EMC

**SUPPLEMENTAL DECLARATION  
OF DAVID J. VENDLER IN  
SUPPORT OF PLAINTIFFS'  
MOTION FOR FINAL APPROVAL  
OF CLASS ACTION SETTLEMENT  
AND FOR AWARD OF  
ATTORNEYS' FEES**

Date: December 12, 2015

Time: 10:30 a.m.

Ctrm.: "5"

Judge: Hon. Edward M. Chen

Action Filed: June 26, 2014

**SUPPLEMENTAL DECLARATION OF DAVID J. VENDLER**

I, David J. Vender, declare and say as follows:

1. I am an attorney duly licensed to practice before this Court, all of the state and federal courts located in California and Massachusetts and the United States Supreme Court. I am a partner in the law firm of Morris, Polich & Purdy LLP (“MPP”), co-counsel of record for the plaintiffs in the within action. This supplemental declaration is being made in support of plaintiffs’ motion for final approval of class action settlement and Class Counsels’ attorneys’ fees. I have personal knowledge of the facts herein and if called to testify thereto, I could and would do so competently.

2. Plaintiffs filed their motion for motion for final approval of class action settlement and Class Counsels’ attorneys’ fees on September 15, 2015.

3. The motion was filed prior to the objection deadline to abide by the rule in *In re: Mercury Interactive Corp. Securities Litigation*, 618 F.3d 988 (9th Cir. 2010) that attorney fee applications must be filed in advance of the objection deadline.

4. In Plaintiff’s final approval motion, Plaintiff promised to provide the Court by supplemental declaration with the final statistics relating to objectors and opt-outs. This declaration accomplishes that purpose.

5. The positive response of the Class Members to the Settlement is demonstrated by the fact that out of more than 19,000 notice packets mailed out, only 13 timely requests for exclusion have been received and that only one objection has been filed (by a felon lawyer who has been roundly condemned as a “vexatious” “serial objector” by a number of federal courts. See *Dennis v. Kellogg Co.*, 2013 WL 6055326 (S.D.Cal. 2013) (“Mr. Palmer has been deemed a ‘serial objector’” with a history of “admitt[ed] ... ‘bad faith and vexatious conduct’”), (quoting *In re Oil Spill by Oil Rig Deepwater Horizon*, 295 F.R.D. 112, 159 at fn. 40 (E.D.La. 2013). Other than this single objection, there was one other that was filed by a person that was

1 confused as to the class action process and has now stated she will be withdrawing  
2 that objection.<sup>1</sup>

3 6. Attached hereto as Exhibit “A” is a true and correct copy of the most  
4 recent report from the KCC, the class administrator, setting forth the statistics of the  
5 class administration, including the number of objections and opt outs received. The  
6 names and addresses of the persons who have opted out of the settlement are attached  
7 hereto as Exhibit “B” so that they can be included in the final approval order.

8 7. “The absence of a large number of objections to a proposed class action  
9 settlement raises a strong presumption that the terms of the settlement are favorable to  
10 the Class Members.” *Eisen v. Porsche Cars North America, Inc.*, 2014 WL 439006  
11 \*5 (C.D.Cal. 2014). See also *In re Mego Fin. Corp.*, 213 F.3d at 459 (single objection  
12 out of a potential class of 5400) and *Churchill Village, LLC v. Gen. Elec.*, 361 F.3d  
13 566 (9th Cir.2004) (500 opt-outs and 45 objections out of approximately 90,000  
14 notified Class Members still deemed a positive reaction). Here, with notice going to  
15 over 19,000 addresses, that there has been just one lone (serial) true objector (Mr.  
16 Kirby) – represented by a vexatious professional objector lawyer (Darrel Palmer) –  
17 strongly favors the presumption that the settlement is favorable to the class.

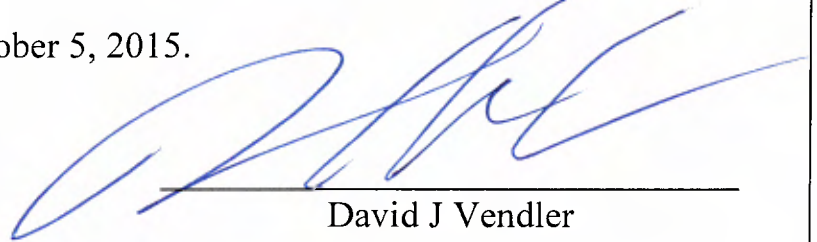
18 8. Plaintiffs will separately submit their formal opposition to Messrs. Kirby  
19 and Palmer’s objection within the time provided for in the Court’s preliminary  
20 approval order.

21 9. As to opt-outs, the statistics are similarly compelling. Here, less than  
22 1/10 of one percent of Class Members have opted out. In *Chun-Hoon v. McKee*  
23 *Foods Corp.*, 716 F.Supp.2d 848, 858 (N.D.Cal. 2010) even though opt-outs  
24 comprised fully 4.86% of the class, the Court still found a positive response by the  
25 class warranting the presumption of favorability. Here, out of over 15,000 class  
26 members, only 13 have opted out.

27 <sup>1</sup> See Document No. 66.  
28

1           10. Based on the positive response of the class and the papers previously  
2 filed, Plaintiffs request that their motion for final approval be granted.

3           I declare under penalty of perjury under the laws of the United States of  
4 America that this declaration is true and correct and that this declaration was executed  
5 at Los Angeles, California on October 5, 2015.

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David J Vendler

**Exhibit “A”**

**KCC Class Action Services**

Camberis et al v. Ocwen Loan Servicing, LLC

**Case Status Report**

10/5/2015

**Class Members:** 18,415**Mailing Date:** 8/21/2015**Exclusion Deadline:** 10/2/2015**Objection Deadline** 10/2/2015

Week Ending:	Mailing	Correspondence Statistics			Undeliverable Mail Statistics					Packet Request	Phone Call Statistics	Website Statistics
		Notices Mailed	Timely Opt-Outs Received	Late Opt-Outs Received	Objections Received	Undeliverable Mail Received	Undeliverable Mail Re-mailed	Undeliverable Mail With Forwarding Address Received	Undeliverable Mail With Forwarding Address Re-mailed			
8/21/2015	19,255	0	0	0	0	0	0	0	0	0	0	27
8/28/2015	0	0	0	0	0	2	0	7	0	1	76	81
9/4/2015	0	4	0	0	0	196	0	70	0	0	45	109
9/11/2015	0	2	0	0	1	192	0	14	77	0	26	63
9/18/2015	0	0	0	0	0	69	0	2	14	0	6	65
9/25/2015	0	2	0	0	0	39	0	0	2	0	8	71
10/2/2015	0	5	0	0	1	15	0	0	0	0	19	170
Total:	19,255	13	0	0	2	513	0	93	93	1	180	586

**Exhibit “B”**

**KCC Class Action Services**  
**Camberis et al v. Ocwen Loan Servicing, LLC**  
**Exclusion Report**  
**10/5/2015**

Count:  
13

AccountID	Last Name	First Name	Address	City	State	Zip
17128	CANLAS	MARIBEL N	2690 SEAN CT	SOUTH SAN FRANCISCO	CA	94080-3860
13167	CARPENTER	ANTOINETTE	10801 BARKWOOD AVE	LAS VEGAS	NV	89144-1407
1061	CHAVEZ	JUAN	1008 S HIGHLAND AVE	FULLERTON	CA	92832-2904
10433	FOWLER	CORLISS R	1754 36TH AVENUE CT	GREELEY	CO	80634-2808
2301	KNOCK	RICK	438 RAVINA ST	LA JOLLA	CA	92037-4712
8294	LEON	JANELLE K	2532 LEMAISTER AVE	WENATCHEE	WA	98801-5980
14141	MOSKOVITZ	SIGMUND	1042 SANTA LUCIA DR	PITTSBURG	CA	94565-7613
17377	PAGANS	MATTHEW THOMAS	494 PEAKS VIEW DR	MONETA	VA	24121-2565
12468	PALLADINO	DAVID				
3379	SELBY	JAY W	PO BOX 2120	LOOMIS	CA	95650-2120
4952	TOBIN	KEVIN M	149 CALDER DR	GLENDORA	CA	91741-3207
10085	VASQUEZ	JOHN J	16298 REED ST	FONTANA	CA	92336-2464
12130	WIOTT	KEVIN L	174 SULGRAVE CT	STERLING	VA	20165-6410